

Exhibit E

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA
AT CHARLESTON

| | | |
|-----------------------------|---|---------------|
| JO HUSKEY AND ALLEN HUSKEY, | : | |
| Plaintiffs, | : | CASE NUMBER |
| v. | : | 2:12-cv-05201 |
| ETHICON, INC., ET AL., | : | |
| Defendants. | : | |

TRANSCRIPT OF TRIAL - DAY TWO

AUGUST 25, 2014

BEFORE THE HONORABLE JOSEPH R. GOODWIN,
UNITED STATES DISTRICT JUDGE

| | |
|-----------------|---|
| Court Reporter: | Carol Farrell, CRR, RMR, CCP, RPR (304)347-3188 carol_farrell@wvsd.uscourts.gov |
| | Anthony Rolland, CRR, RMR, RPR (407)760-6023 rolland.crr@gmail.com |

Proceedings recorded by machine stenography; transcript
produced by computer.

1 right hand.

2 (SCOTT GUELCHER, Ph.D., HAVING BEEN DULY SWORN, TESTIFIED AS
3 FOLLOWS:)

4 THE WITNESS: I do.

5 THE DEPUTY CLERK: Thank you. Please take the
6 witness stand.

7 THE COURT: You may proceed.

8 MR. WALLACE: Thank you, Your Honor.

9 (DIRECT EXAMINATION OF SCOTT GUELCHER, PH.D., BY MR. WALLACE:)

10 Q. Could you please introduce yourself to the jury.

11 A. My name is Scott Guelcher. I'm currently an associate
12 professor of chemical engineering at Vanderbilt University in
13 Nashville.

14 Q. How many years of experience have you had in chemical
15 engineering?

16 A. Over 20 years. Yeah.

17 Q. And have you ever worked with medical device companies
18 before?

19 A. Yes, sir. My current research, I'm a professor of
20 chemical engineering, but my research is in the area of
21 biomedical materials and a number of these materials, we're
22 working with companies to determine the products for human
23 health such as bone void fillers, other types of bone grafts
24 and products for healing foot ulcers and these types of
25 products.

1 A. Prolene is a brand name, it's essentially polypropylene
2 with antioxidants and lubricants.

3 Q. And Ethicon first used Prolene in its sutures?

4 A. That's my understanding.

5 Q. And sutures are what we in West Virginia call stitches,
6 right?

7 A. Call them that in Virginia, too, where I grew up.

8 Q. Down in Blacksburg?

9 A. Yes, sir.

10 Q. And so Ethicon Prolene stitches or sutures have been
11 around since the late Sixties?

12 A. That's my understanding, they've been around since the
13 Sixties.

14 Q. And what makes Prolene Prolene as opposed to simple
15 polypropylene are the additives that you talked about,
16 correct?

17 A. Yes. The brand name Prolene is defined by the additives
18 that are added to the polypropylene.

19 Q. And those additives are calcium stearate, do you remember
20 that?

21 A. Calcium stearate is added as a lubricant.

22 Q. And DLTPD because I can't pronounce the full word.

23 A. It's a long word. It's an antioxidant.

24 Q. Santonox R?

25 A. Another antioxidant.

1 Q. Procol LA-10?

2 A. I think that's another surfactant.

3 Q. And a CPC --

4 THE COURT: That's another what? I didn't hear it.

5 THE WITNESS: I'm sorry. It's another surfactant or
6 a lubricant.

7 THE COURT: All right.

8 BY MR. THOMAS:

9 Q. And then the coloring, the CPC pigment, correct?

10 A. Yes, sir.

11 Q. And those additives are what make Prolene different from
12 the other polypropylene medical devices on the market,
13 correct?

14 A. There are many different grades of polypropylene; Marlex,
15 Prolene, different grades --

16 THE COURT: Is that a yes or a no?

17 THE WITNESS: I'm sorry. Yes.

18 MR. THOMAS: Thank you.

19 BY MR. THOMAS:

20 Q. Now, Ethicon Prolene sutures are what is known as
21 non-absorbable sutures, correct?

22 A. They're marketed as non-absorbable.

23 Q. Okay. And what that means is they are supposed to be in
24 the body for life?

25 A. They're supposed to be without changing, yes.

1 (A recess was taken at 5:03 p.m.)

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4 REPORTERS' CERTIFICATE

5
6 Carol Farrell, CRR, RMR, CCP, RPR, Official Court
7 Reporter of the United States District Court for the Southern
8 District of West Virginia, and Anthony Rolland, CRR, RMR, RPR,
9 do hereby certify that the foregoing is a true and accurate
10 transcript, to the best of our ability, of the proceedings as
11 taken stenographically by and before us at the time, place,
12 and on the date hereinbefore set forth.

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14
15 /S/ Carol Farrell, CRR, RMR, CCP, RPR

08/25/2014

16 _____
Court Reporter

Date

17
18 /S/ Anthony Rolland, CRR, RMR, RPR

08/25/2014

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Court Reporter

Date

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